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8 *Counsel for Plaintiff*

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15 *Counsel for Defendants*

16
17 **UNITED STATES DISTRICT COURT**
18 **CENTRAL DISTRICT OF CALIFORNIA**

19 DANIEL CHECKMAN, Individually
20 And On Behalf Of All Others Similarly
21 Situated,

22 Plaintiff,

23 v.

24 ALLEGIANT TRAVEL COMPANY,
25 MAURICE J. GALLAGHER, JR., and
26 SCOTT SHELDON,

27 Defendants.
28

Case No: 2:18-cv-03417-JFW-AS

**JOINT STIPULATION EXTENDING
TIME TO RESPOND TO
COMPLAINT**

1 WHEREAS, on April 24, 2018, Plaintiff Daniel Checkman (“Plaintiff”) filed a
2 complaint against Allegiant Travel Company, Maurice J. Gallagher, Jr., and Scott
3 Sheldon (“Defendants” and with Plaintiff, the “Parties”) in the above-captioned case
4 alleging violations of the Securities Exchange Act of 1934 (the “Complaint”);
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6 WHEREAS, the Complaint asserts claims under the federal securities laws that
7 are subject to the Private Securities Litigation Reform Act of 1995 (“PSLRA”),
8 which sets forth specialized procedures for the administration of securities class
9 actions, including a specific process for the appointment of a lead plaintiff and lead
10 counsel to represent the putative class;
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13 WHEREAS, lead plaintiff and lead counsel have not yet been appointed
14 pursuant to Section 21D of the Securities Exchange Act, 15 U.S.C. § 78u-4. The
15 deadline to move for appointment of lead plaintiff(s) is June 25, 2018;
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18 WHEREAS, once selected, the lead plaintiff will then appoint a lead counsel,
19 subject to the Court’s approval, § 78u-4(a)(3)(B)(v), and identify an operative
20 complaint or file an amended complaint that becomes the operative complaint; and
21

22 WHEREAS, the Parties agree that in the interests of judicial economy,
23 conservation of time and resources, and orderly management of this action, no
24 response to any pleading in this action by any Defendant should occur until after (i) a
25 lead plaintiff and lead counsel are appointed by the Court pursuant to the PSLRA,
26 and (ii) such lead plaintiff serves an operative complaint;
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1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by
2 counsel for the Parties listed below, that:

3 1. The undersigned counsel for Defendants is authorized to and does
4 accept service on behalf of Defendants, without prejudice and without waiver of any
5 of Defendants' defenses, objections, or arguments in this matter or any other matters,
6 except as to sufficiency of service of process.
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8 2. Within fourteen (14) days of an order by the Court appointing lead
9 plaintiff and lead counsel, Defendants and any lead plaintiff(s) appointed by the
10 Court shall, through their respective counsel, confer and jointly submit a proposed
11 schedule for the filing of any amended complaint and for the filing of a responsive
12 pleading, including a briefing schedule with respect to any anticipated motions to
13 dismiss.
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15 3. Defendants shall not be required to answer, move, or otherwise
16 substantively respond to the Complaint or any amended complaint until the date
17 agreed upon by the Parties in the proposed schedule described in paragraph 2 above,
18 if approved by the Court, or until such other further order by the Court.
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1 Dated: May 22, 2018

Respectfully submitted,

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3 **THE ROSEN LAW FIRM, P.A.**

4 By: /s/ Laurence M. Rosen
5 Laurence M. Rosen, Esq. (SBN 219683)
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7 Los Angeles, CA 90071
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11 *Counsel for Plaintiff*

12 Dated: May 22, 2018

13 **GREENBERG TRAURIG LLP**

14 By: /s/ Daniel J. Tyukody
15 Daniel J. Tyukody
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17 Los Angeles, CA 90067
18 Telephone: 310.586.7723
19 Email: tyukodyd@gtlaw.com

20 *Counsel for Defendants*

21 **ATTESTATION OF COUNSEL**

22 I, Laurence M. Rosen, pursuant to Local Rule 5-4.3.4 of the United States
23 District Court for the Central District of California, hereby attest that Daniel J.
24 Tyukody counsel for Defendants, has authorized the filing of this document.
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26
27 /s/Laurence M. Rosen
28 Laurence M. Rosen, Esq

CERTIFICATE OF SERVICE

I, Laurence M. Rosen, hereby declare under penalty of perjury as follows:

I am the managing attorney of The Rosen Law Firm, P.A., with offices at 355 South Grand Avenue, Suite 2450, Los Angeles, CA 90071. I am over the age of eighteen.

On May 22, 2018 I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which sent notification of such filing to counsel of record.

Executed on May 22, 2018.

/s/ Laurence M. Rosen

Laurence M. Rosen